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From: CRAIG E. MIXAN
Patent Counsel

Sent By: Melanie Bradley (317) 337-4807

Number of pages (including cover): 48
DAS Docket No.: 62,381A US

Message:
Please see the following attached documents:

- Response A to Office Action dated 11/04/2004 (5 pages)
- Affidavit of Paul R. Schmitzer (4 pages)
- Belgium Reference (22 pages)
- Belgium Reference [English] (16 pages)

Thank you.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant (s): Balko *et al.*

Serial No.: 10/816,611 Group Art Unit: 1616

Filed: April 2, 2004 Examiner: Qazi, Sabiha Naim

For: 6-ALKYL OR ALKENYL-4-AMINOPICOLINATES AND THEIR USE AS HERBICIDES

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING TRANSMITTED VIA FACSIMILE TO 703-872-9306 AND ADDRESSED TO: COMMISSIONER FOR PATENTS, ALEXANDRIA, VA 22313 ON:

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Melanie S. Bradley
SIGNATURE OF PERSON SIGNING CERTIFICATE

January 14, 2005
DATE OF SIGNATURE

Commissioner for Patents
Alexandria, Virginia 22313

Sir:

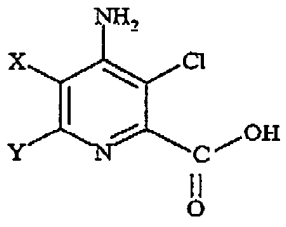
Response A

This communication is in response to the Office Action dated November 4, 2004.

The applicants respectfully request reconsideration of the rejection of pending Claims 1-6, which are being presented again without amendment.

Claims 1-6 are rejected under 35 U.S.C. 102 (e) as being anticipated by U.S. Patent 6,297,197 (Fields *et al.*)

The present invention is directed to 2-carboxylic acid derivatives and to 4-amino derivatives of a compound of the formula






PAGE 2/48 * RCVD AT 1/14/2005 9:42:19 AM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/2 * DNIS:8729306 * CSID:3173374847 * DURATION (mm-ss):12-10